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15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17 SAN FRANCISCO DIVISION

18 LEAPFROG ENTERPRISES, INC., a Delaware
corporation,

19 Plaintiff,

20 vs.

21 TINKERS & CHANCE, a Texas Partnership,

22 Defendant.
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Case No. C 05 3850 MHP

**STIPULATION OF DISMISSAL
PURSUANT TO F.R.C.P. 41(a)(1)(ii)**

Pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure, Plaintiff LeapFrog Enterprises, Inc. and Defendant Tinkers & Chance, through the signature of their counsel, stipulate herein to dismiss this action without prejudice, including all claims and counterclaims. Each party agrees to bear responsibility for the attorneys' fees and costs that it has accrued in relation to all claims and all counterclaims in this action.

Dated: March 6, 2006

Respectfully submitted,

HOWREY LLP

By: /s/ Scott Wales
Scott Wales
Attorneys for Plaintiff
LEAPFROG ENTERPRISES, INC.

Dated: March 6, 2006

Respectfully submitted,

HAYNES AND BOONE

By: /s/ John R. Emerson
John R. Emerson
Attorneys for Defendant
TINKERS & CHANCE

March 8, 2006

